

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-7879 of 2016

Date of decision : 23.04.2016

Gourav Sethi

... Petitioner

versus

State of Haryana

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Rakesh Gupta, Advocate for the petitioner

Ms. Mahima Yashpal, AAG Haryana

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 301 dated 28.09.2015 registered at Police Station Taraori, District Karnal under Sections 304-B and 201 IPC.

Learned counsel for the petitioner contends that Pooja had committed suicide and death had taken place at 6.30 a.m. and in the presence of the parents she was cremated at 3.00 p.m. and after two days this FIR had been registered and there is no postmortem report. He further states that Pooja had given a birth to a child few days earlier and challan has been presented. He further states that Pooja was taking treatment from a Psychiatrist. He refers to Annexures P-2 to P-5.

Learned State counsel submits that they have verified the medical record from the concerned hospital and it has been reported that Pooja was suffering from psychotic disorder and she was taking treatment. Copy of report has been placed on file.

The petitioner is in custody since 26.09.2015.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

(ANITA CHAUDHARY)
JUDGE

April 23, 2016

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